IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

JOSEPH MORRIS AND MATTIE T. \$
MORRIS, \$
Plaintiffs, \$
VS. \$
CASE NO. 4:18-cv-03026

BEUTSCHE BANK TRUST COMPANY, \$
NATIONAL ASSOCIATION \$
Defendant. \$

JOINT STIPULATION ON UNRESOLVED REQUESTS FOR RELIEF

Plaintiff Joseph Morris and Defendant/Counter-Plaintiff Deutsche Bank National Trust Company, solely in its capacity as Trustee for the IndyMac INDX Mortgage Loan Trust 2006-AR8 Mortgage Pass-Through Certificates, Series 2006-AR8 Under the Pooling and Servicing Agreement dated May 1, 2006 (the "Trustee") (incorrectly named as "Deutsche Bank Trust Company, National Association"), together file this Joint Stipulation resolving the Trustee's requests for relief that remain unresolved following the Court's February 3, 2021 Memorandum and Order on the parties' cross-motions for summary judgment (Doc. No. 79) (the "Order").

The Order granted the Trustee summary judgment on its claim for equitable subrogation and affirmed the validity of the August 7, 2012 foreclosure sale, but it reserved for further adjudication the Trustee's request for a declaration regarding its entitlement to interest and unrecovered advances made since January 30, 2006 under the doctrine of equitable subrogation.

To facilitate entry of a final judgment by the Court while conserving the Parties' and the Court's resources, the Parties stipulate that the Trustee is entitled to interest and unrecovered advances in the following amounts based upon the Court's ruling as provided in the Order:

- 1. Interest of \$322,405.15
- 2. Unrecovered advances of \$281,092.84

This stipulation resolves the remaining issues in this case and will allow the Court to enter final judgment. If the Court wishes, the Trustee will submit a proposed final judgment for the Court's consideration.

DATE: June 9, 2021

Respectfully submitted,

/s/ Joshua D. Gordon

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served upon on all counsel of record on June 9, 2021, in compliance with the Federal Rules of Civil Procedure.

/s/ Kyle A. Owens
Kyle A. Owens

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